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**Notice of Allowability**

Application No.

10/625,382

Examiner

Kimberly D. Nguyen

Applicant(s)

SAFAEI ET AL.

Art Unit

2876

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to July 26, 2005.
2. ☒ The allowed claim(s) is/are 1-39.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date <u>7/26/05</u> | 7. <input type="checkbox"/> Examiner's Amendment/Comment                               |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material                              | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance   |
|   | 9. <input type="checkbox"/> Other _____.   |

## DETAILED ACTION

### *Amendment*

1. Acknowledgement is made of Amendment filed July 26, 2005.
2. Claims 1-39 are allowed.
3. The following is an examiner's statement of reasons for allowance:

Re claims 1-10, 14-19, 21-29 and 37: The prior art of record fails to teach or fairly suggest a computer implement method for processing lottery sales data, including the steps of causing display of a table on a computer, the table containing data representing lottery game attributes and lottery ticket sales for a plurality of lottery game types; enabling a user of the computer to query the data in the table based on at least one criterion from a predetermined list of criteria; and forecasting sales of a new lottery game based on results of the query as set forth in the instant claim.

Re claims 11-13, 20, 30-32 and 38: The prior art of record fails to teach or fairly suggest a computer implemented method for processing lottery sales data, including the steps of causing display of a table on a computer, the table containing data representing lottery game attributes and lottery ticket sales for a plurality of lottery game types; enabling a user of the computer to query the data in the table based on at least one criterion from a predetermined list of criteria; and modifying the table to contain values of an index that compares performance of each of the lottery game types that satisfy the query.

Re claims 33-36 and 39: The prior art of record fails to teach or fairly suggest causing display of a table on a computer, the table containing data representing lottery game attributes and lottery ticket sales for a plurality of lottery game types; causing the computer to display a

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menu for configuring the new game; configuring the new game using game attributes input into the menu by the user; and automatically generating and graphically displaying a schedule for development and launch of the new lottery game.

Backus et al. (US 5,197,736) teaches an apparatus to increase chance predictions of lottery numbers comprising random means for selecting lottery outcomes from among fields weighted proportional to statistical data to reflect past lottery outcomes.

Fakhoury (US 4,591,162) teaches a deck or pack of cards for playing multiple lottery games of the kind conducted or sponsored by various state government or agency. Examples of such games are "LOTTO", and subsidiary "PICK 4" and the "DAILY GAME" games where the odds favoring the "house" depend on the total of the numbers from which playing numbers are picked.

However, Backus and Fakhoury, taken alone or in combination thereof, fails to teach or fairly suggest a computer implement method for processing lottery sales data, including the steps of causing display of a table on a computer, the table containing data representing lottery game attributes and lottery ticket sales for a plurality of lottery game types; enabling a user of the computer to query the data in the table based on at least one criterion from a predetermined list of criteria; and forecasting sales of a new lottery game based on results of the query as set forth in the instant claim(s).

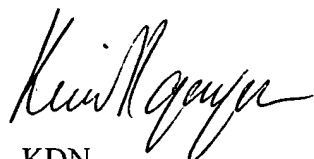
### *Conclusion*

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kimberly D. Nguyen whose telephone number is 571-272-2402. The examiner can normally be reached on Monday-Friday 7:30-4:30.

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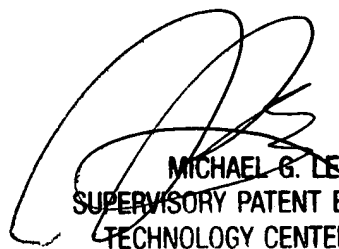
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael G. Lee can be reached on 571-272-2398. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



KDN

August 31, 2005



MICHAEL G. LEE  
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TECHNOLOGY CENTER 2800